IN JE UNITED STATES DISTRICT JRT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.
Criminal No. 05-39
(18 U.S.C. § 1832(a) (4))

GEORGE S. FRENA

INFORMATION

The United States Attorney charges:

On or about July 6, 2001, in the Western District of Pennsylvania and elsewhere, the defendant, GEORGE S. FRENA, with intent to convert a trade secret of Confluence Technologies, Inc. (Confluence) that was related to and included in a product that was produced for and placed in interstate commerce, that is, the proprietary computer software programs included in the Confluence product known as FundStation, Version 4.6, to the economic benefit of anyone other than the owner thereof, to wit, to the economic benefit of a competitor of Confluence, and intending and knowing that the offense would injure Confluence, did knowingly attempt to commit a violation of Title 18, United States Code, Section 1832(a)(2) by sending and causing to be delivered, without authorization, by United States Mail from Pittsburgh, Pennsylvania to New Haven, Connecticut a copy of FundStation, Version 4.6, which was appropriated by the defendant without authority from Confluence.

In violation of Title 18, United States Code, Section 1832(a)(4).

MARY BETH BUCHANAN United States Attorney PA ID No. 50254 3

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED	ST	ATES	OF AMERICA)			
		v.)	Criminal N	o. 0	5-39
GEORGE	s.	FREN	A)			
			2	ARRAIGN	MENT PLEA		$(\omega/3)$
			Defendant	GEORGE	S. FRENA .		
			being arra	igned,	pleads gu,	4	1
					s 14th day	of	
			<u>Februa</u>	ry	20 <u>05</u> .		
				un l	M/		
			weten /	dart's	Signature)		
			_/1/6	///			-
			(Aftor	neg for	pefendant)		

MINAL CASE INFORMATION SH. C

Pittsburgh X Erie	_ Johnstown
Related to No Jud (All criminal prosecutions aristransaction or series of transaction)	dgesing out of the same criminal actions are deemed related).
CATEGORY: 1 Antitrust 2 Tax 3 X General Co	& Securities Fraud
Defendant's name:	George S. Frena
Is Indictment waived:	<u>X</u> yes no
Pretrial Diversion:	yes <u>X</u> no
Juvenile proceeding:	yes <u>X</u> no
Defendant is:	X_ Male Female
Superseding Indictment or Information:	yes <u>X</u> no
Previous case number:	
If superseding, previous case v	was/will be:
Dismissed on defendation Dismissed on government After appellate action Other (explain)	ment's motion
County in which first offense cited occurred:	Allegheny County
Previous proceedings before Magistrate Judge:	
Case No.:	
PLEASE INCORPORATE MAGISTE	RATE CASE WITH CRIMINAL CASE
Date arrested or date continuous U.S. custody began:	
Defendant:	is in custody X_ is not in custody
Name of Institution:	
Custody is on:	this charge another charge
	another conviction
	State Federal
Detainer filed:	yes <u>X</u> no
Date detainer filed:	

Total defendants:	_1_	
Total counts:	_1_	
Data below applies to defendant No.:	_1_	
Defendant's name:	George S. Frena	

SUMMARY OF COUNTS

COUNT NO. U.S. CODE OFFENSE FELONY MISDEMEANOR

1 18 U.S.C. § Attempted theft of trade x secrets

I certify that to the best of my knowledge the above entries are true and correct.

DATE: 3/14/05

DENNIS P. KISSANE

Assistant U.S. Attorney

PA ID No. 18606